

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 97-665

November 3, 1998

OXFORD COUNTY TELEPHONE &
TELEGRAPH COMPANY
Application for Approval of
Petition for a Certificate of
Public Convenience

ORDER DISMISSING, WITHOUT
PREJUDICE, APPLICATION
FOR CERTIFICATE OF PUBLIC
CONVENIENCE

WELCH, Chairman; NUGENT AND DIAMOND, Commissioners

On September 4, 1997, the Commission received the application of Oxford County Telephone & Telegraph Company (OCTT or the Company) to provide service as an interexchange carrier in the State of Maine. Shortly thereafter, Commission Staff requested information from OCTT's legal counsel regarding both the creation of its proposed long distance entity as well as the allocation of costs between OCTT and its regulated operating telephone companies. More than a year later, OCTT has still not responded to Staff's repeated requests for information. We therefore dismiss the Company's petition without prejudice.

This Order does not preclude OCTT from filing a new application to provide interexchange services in the future. However, if OCTT chooses to move ahead with this venture, the Company should expect that it will be required to furnish the unprovided information requested in this Docket.

By this Order the Commission dismisses, without prejudice, OCTT's application to provide interexchange telecommunications service in Maine.

Dated at Augusta, Maine this 3rd day of November 1998.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: WELCH
NUGENT
DIAMOND

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of adjudicatory proceedings are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which consideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Civil Procedure, Rule 73 et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attached a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.